

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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ERIC SMITH,

Case No. 24-CV-1868 (PJS/JFD)

Plaintiff,

v.

**ORDER**

CITY OF NORTH BRANCH,  
MINNESOTA,

Defendant.

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This matter is before the Court on the Report and Recommendation issued on July 8, 2024 (Dkt. No. 7). Based on all of the files, records, and proceedings herein, **IT IS HEREBY ORDERED THAT:**

1. The Report and Recommendation (Dkt. No. 7) is **ADOPTED**; and
2. This action is **DISMISSED WITHOUT PREJUDICE** under Federal Rule of Civil Procedure 41(b) for failure to prosecute.

**LET JUDGMENT BE ENTERED ACCORDINGLY.**

Dated: August 6, 2024

s/Patrick J. Schiltz  
PATRICK J. SCHILTZ  
Chief Judge